

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

11 DEVONTE B. HARRIS,

12 Plaintiff,

13 v.

14 ROXANNE COLEMAN,

15 Defendant.

Case No.: 1:20-cv-00759-ADA-SKO (PC)

**ORDER TO SHOW CAUSE WHY ACTION
SHOULD NOT BE DISMISSED FOR
FAILURE TO COMPLY WITH COURT
ORDER AND FAILURE TO PROSECUTE**

(Doc. 58)

FOURTEEN (14) DAY DEADLINE

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18 Plaintiff Devonte B. Harris is proceeding *pro se* in this civil rights action pursuant to 42
19 U.S.C. § 1983. The action proceeds on a single claim of retaliation in violation of the First
20 Amendment against Defendant R. Coleman. This matter is set for a pretrial conference on June
21 27, 2023, and a jury trial on August 29, 2023.

22 On February 16, 2023, the Court issued a second scheduling order directing Plaintiff to
23 file his pretrial statement on or before June 12, 2023. (Doc. 58 at 2.) Plaintiff was advised that a
24 failure to file a pretrial statement as required by that order may result in the imposition of
25 appropriate sanctions, which may include dismissal of the actin or entry of default. (*Id.*) The
26 deadline for the filing of Plaintiff's pretrial statement has expired, and Plaintiff has failed to
27 comply with the Court's scheduling order or to otherwise communicate with the Court.

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1 Accordingly, Plaintiff is **HEREBY ORDERED** to show cause in writing why this action
2 should not be dismissed, with prejudice, for his failure to obey the Court's order and for failure to
3 prosecute. Plaintiff's response is due **within fourteen (14) days** from the date of service of this
4 order. **If Plaintiff fails to file a response, or the response does not demonstrate good cause,**
5 **the Court will recommend this action be dismissed for Plaintiff's failure to obey court**
6 **orders and failure to prosecute.**

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8 IT IS SO ORDERED.

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Dated: June 20, 2023

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE

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